

THE HONORABLE DAVID G. ESTUDILLO

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

JOHN RAPP, in his Personal Capacity and as  
Personal Representative of the Estate of  
NICHOLAS WINTON RAPP, deceased;  
N.R., by and through parent and guardian  
MEGAN F. WABNITZ; and JUDITH RAPP,  
in her Personal Capacity,

Plaintiffs,

vs.

NAPHCARE, INC., an Alabama corporation;  
KITSAP COUNTY, a political subdivision of  
the State of Washington; GARY SIMPSON,  
in his personal capacity; JOHN GESE, in his  
Personal Capacity; MARK RUFENER, in his  
Personal Capacity; ODESSA MCCLEARY,  
in her Personal Capacity; ERICA MOLINA,  
in her Personal Capacity; BRANDON  
ROHDE, in his Personal Capacity; ANDREW  
HREN, in his Personal Capacity; ELVIA  
DECKER, in her Personal Capacity;  
ALANNA SANDACK, in her Personal  
Capacity; HAVEN LADUSTA, in her  
Personal Capacity; RIPSY A. NAGRA in her  
Personal Capacity; and JOHN PETERSEN, in  
his Personal Capacity,

Defendants.

No. 3:21-cv-5800-DGE

**STIPULATED MOTION AND ORDER  
TO EXTEND DEADLINES**

STIP. MOT. AND ORDER TO EXTEND DEADLINES

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No. 3:21-cv-05800-DGE

**Perkins Coie LLP**  
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Seattle, WA 98101-3099  
Phone: 206.359.8000  
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1 Plaintiffs John Rapp, N.R., by and through parent and guardian Megan F. Wabnitz, and  
 2 Judith Rapp (“Plaintiffs”); Defendants NaphCare, Inc. (“NaphCare”), Odessa McCleary, Erica  
 3 Molina, Alanna Sandack, and LaDusta Haven (together with NaphCare, the “NaphCare  
 4 Defendants”); Defendants Kitsap County, Gary Simpson, John Gese, Mark Rufener, Brandon  
 5 Rohde, Andrew Hren, Elvia Decker, and John Petersen (collectively, the “County Defendants”);  
 6 and Defendant Ripsy Nagra (“Ms. Nagra”), by and through their respective undersigned attorneys  
 7 (collectively “the Parties”), hereby move to extend upcoming deadlines to respond to and file reply  
 8 briefs in support of the NaphCare Defendants’ motions for summary judgment (Dkts. 294 and  
 9 296), Ms. Nagra’s motion for summary judgment (Dkt. 304), and Plaintiffs’ motion for partial  
 10 summary judgment (Dkt. 307) according to the schedule proposed below.

11 The Parties have conferred and agreed that the proposed schedule is necessary and in the  
 12 best interests of all Parties for the reasons described below:

13 1. Despite diligent litigation and best efforts to avoid delay, the Parties agree that the  
 14 extension of the deadlines is necessary due to scheduling conflicts. Plaintiffs’ counsel have a trial  
 15 scheduled for September 16 to September 30, 2024. The NaphCare Defendants’ counsel also have  
 16 competing scheduling issues.

17 2. The Parties agree to keep the extant response and reply deadlines for the County  
 18 Defendants’ motions for summary judgment (Dkts. 297 and 300).

19 3. Accordingly, the Parties have stipulated to extending the forthcoming motions  
 20 deadlines as follows:

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Event	Previous Deadline	New Deadline
Deadline to respond to the NaphCare Defendants' motions for summary judgment (Dkts. 294 and 296)	9/9/2024	9/23/2024
Deadline to file reply briefs in support of the NaphCare Defendants' motions for summary judgment (Dkts. 294 and 296)	9/16/2024	10/14/2024
Deadline to respond to Ms. Nagra's motion for summary judgment (Dkt. 304)	9/9/2024	9/23/2024
Deadline to file reply brief in support of Ms. Nagra's motion for summary judgment (Dkt. 304)	9/16/2024	10/14/2024
Deadline to respond to Plaintiffs' motion for partial summary judgment (Dkt. 307)	9/9/2024	9/23/2024
Deadline to file reply brief in support of Plaintiffs' motion for partial summary judgment (Dkt. 307)	9/16/2024	10/14/2024

DATED: August 30, 2024

Presented by:

s/ David A. Perez, WSBA # 43959  
s/ Elvira Castillo, WSBA # 43893  
s/ Stephanie Olson, WSBA # 50100  
s/ Mason Ji, WSBA # 58292

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25 *s/ Gabriel Galanda, WSBA # 30331*

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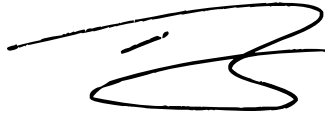
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**ORDER**

**IT IS SO ORDERED**

Dated this 3rd day of September 2024



\_\_\_\_\_  
THE HONORABLE DAVID G. ESTUDILLO  
UNITED STATES DISTRICT JUDGE

Presented by:

s/ David A. Perez, WSBA # 43959  
s/ Elvira Castillo, WSBA # 43893  
s/ Stephanie Olson, WSBA # 50100  
s/ Mason Ji, WSBA #. 58292

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